

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

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**SCOTT FLOWERS,**

**03 CV 5405 (NG) (VVP)**

**Petitioner,**

**-against-**

**ORDER**

**BRIAN FISHER, Superintendent of  
Sing Sing Correctional Facility,**

**Respondent.**

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**GERSHON, United States District Judge:**

By notice of motion, dated November 20, 2006, petitioner moves this court for reconsideration of its October 20, 2006 order denying petitioner's application for a writ of habeas corpus. Local Civil Rule 6.3 requires that a "motion for reconsideration or re-argument of a court order . . . shall be served within ten (10) days after the entry of the court's determination of the original motion . . . ." Because petitioner has failed to comply with Rule 6.3, his motion for reconsideration is denied as untimely.

**SO ORDERED.**

/s/

**NINA GERSHON**  
**United States District Judge**

Dated: Brooklyn, New York  
December 26, 2006